

IN THE
Court of Appeal of the State of California
IN AND FOR THE
Fifth Appellate District

THE PEOPLE,

Plaintiff and Respondent,

v.

HARVEY LEE JACKSON, JR.,

Defendant and Appellant.

F043820

(Super. Ct. No. F02671979-3)

**ORDER MODIFYING OPINION
[NO CHANGE IN JUDGMENT]**

THE COURT:

It is ordered that the opinion filed herein on April 29, 2005, be modified in the following particulars:

The text of the * partial publication instruction footnote on page one of the opinion is deleted and replaced with the following footnote text:

*Pursuant to California Rules of Court, rules 976(b) and 976.1, this

opinion is certified for publication with the exception of parts I, II.B, III, IV, V, VI, and VII.

Wiseman, Acting P.J.

I CONCUR.

Cornell, J.